

BAY AREA  
AIR POLLUTION CONTROL DISTRICT  
1480 Mission Street  
San Francisco 3, California  
KLondike 2-1300

BOARD OF DIRECTORS REGULAR MEETING

Wednesday  
August 3, 1960  
10:00 A. M.

1480 Mission Street  
San Francisco 3  
California

M I N U T E S

The Members of the Board of Directors of the Bay Area Air Pollution Control District met this date, there being present the following:

William C. Blake, Warren G. "Bud" Buchanan, Andrew C. Byrd,  
T. Louis Chess, Sam Della Maggiore, Francis Dunn, Clarence D. Erickson,  
William Gness, Arthur Kanzee, Jr., Clarissa Shortall McMahon,  
Alberto E. Merrill, and Weldon L. Richards.

BOARD MEMBERS ABSENT: None.

HEARING BOARD MEMBERS PRESENT: E. Spencer Bodine and Almon E. Roth.

STAFF MEMBERS PRESENT: Benjamin Linsky, Patrick J. Moran, Matthew S. Walker,  
John E. Yocom, M. Klauser, and N. Howell.

BUREAU OF PUBLIC  
ADMINISTRATION LIBRARY

AUG 24 1960

UNIVERSITY OF CALIFORNIA





Chairman Byrd called the meeting to order at 11:00 A.M.

Mr. Della Maggiore moved approval of the Minutes of the July 6, 1960, Regular Meeting of the Board of Directors and Public Hearing on Regulation 1, Section 3(g). Seconded by Mr. Kanzee. Carried unanimously.

Chairman Byrd called attention to proposed changes in the Administrative Code, amending Section 6.2 and adding Section 6.75, to provide for the creation of a Legislative Committee as a standing committee of the Board. Mr. Dunn moved that the proposed Section 6.75 be amended to read:

"6.75 Legislative Committee. It is the function of the Legislative Committee to consider and recommend legislative policies and programs of the Board of Directors. The Committee should keep itself informed in matters involving air pollution as to the work of the United States Congress, the State Legislature and local legislative bodies, and make recommendations on proposals affecting the District or make recommendations for legislative proposals to be sponsored by the District."

Seconded by Mr. Kanzee. Carried unanimously. Mr. Dunn moved approval of the proposed Section 6.2 and Section 6.75 as amended. Seconded by Mr. Chess. Carried unanimously. Mrs. McMahon introduced Resolution No. 163 amending Section 6.2 and adding Section 6.75 (as amended) to the Administrative Code. Seconded by Mr. Kanzee. Unanimously adopted on roll call.

Chairman Byrd announced that he had appointed the following Board Members to serve on the Legislative Committee:

Francis Dunn, Chairman  
Clarence D. Erickson  
William Gness  
Clarissa S. McMahon  
Alberto E. Merrill.

Chairman Byrd called attention to the new committee roster which lists the following committee appointments for the year 1960-61:

Advisory Council Selection Committee

William A. Gness, Chairman  
William C. Blake  
Sam Della Maggiore  
T. Louis Chess  
Clarence D. Erickson  
Weldon L. Richards

Executive Committee

Andrew C. Byrd, Chairman  
Warren G. "Bud" Buchanan  
Sam Della Maggiore  
Arthur Kanzee, Jr.  
Clarissa S. McMahon  
Alberto E. Merrill  
Weldon L. Richards

Budget & Finance Committee

T. Louis Chess, Chairman  
William C. Blake  
Warren G. "Bud" Buchanan  
Arthur Kanzee, Jr.  
Weldon L. Richards

Personnel Committee

Clarissa S. McMahon, Chairman  
T. Louis Chess  
Sam Della Maggiore  
Clarence D. Erickson  
Alberto E. Merrill







Mr. Chess, Chairman of the Budget & Finance Committee, moved approval of the Appropriation Statement & Cash Position as of June 30, 1960. Seconded by Mr. Kanzee. Unanimously carried on roll call.

Mr. Chess introduced Resolution No. 164 transferring \$2,500 from unappropriated surplus for funds provided for prior fiscal years to a reserve for adjustments, and moved its adoption. Seconded by Mr. Merrill. Carried unanimously on roll call.

Chairman Byrd reported that the Executive Committee had met prior to the Board meeting and had approved the following recommendations for consideration by the Board:

1. That no change be made in the policy on procedures for preparing resolutions, regulations, and amendments to the Administrative Code.

Mr. Della Maggiore moved the Board adopt this recommendation of the Executive Committee. Seconded by Mr. Richards. Carried unanimously.

2. That no change be made in Sections 2.1, 8.1, and 14.3 of the Administrative Code relating to the signing of service contracts over \$1,000.00 and that the proposed resolution regarding amendments to these sections of the Administrative Code be tabled.

Mr. Richards moved the Board adopt this recommendation of the Executive Committee. Seconded by Mr. Chess. Carried unanimously.

3. That the Board adopt a resolution transferring funds from Unappropriated Surplus to Permanent Salaries account to provide for continuing in effect the position of Assistant to the Executive Secretary.

Mr. Chess introduced Resolution No. 165 transferring the sum of \$1,050.00 from Unappropriated Surplus to Permanent Salaries, to provide for this position and moved its adoption. Seconded by Mr. Merrill. Carried unanimously.

4. That the funds derived by the District from the sale of library index cards be put into a general fund for later disposition by the Board.

Mr. Della Maggiore moved the Board adopt this recommendation of the Executive Committee. Seconded by Mr. Dunn. Carried unanimously.

5. That the following policy be adopted in regard to charging for copies of Regulation 2:

Until January 1, 1961, copies of Regulation 2 be issued without charge regardless of the number, and that after January 1, 1961, \$1.00 (including tax) be charged for all copies of Regulation 2 issued, with the following exceptions:

- (a) Copies be issued free to all government agencies and be stamped with an appropriate stamp to the effect, "Issued without charge for official use only".



Mr. Chas. introduced Resolution No. 154 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

Mr. Chas. introduced Resolution No. 155 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

Mr. Chas. introduced Resolution No. 156 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

1. That no change be made in the policy on procedure for preparing resolutions, regulations, and amendments to the Administrative Code.

Mr. Chas. introduced Resolution No. 157 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

2. That no change be made in Sections 2.1, 8.1, and 14.3 of the Administrative Code relating to the signing of service contracts over \$1,000.00 and that the proposed resolution regarding amendments to these sections of the Administrative Code be tabled.

Mr. Chas. introduced Resolution No. 158 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

3. That the Board adopt the recommendation of the Executive Committee to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

Mr. Chas. introduced Resolution No. 159 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

4. That the funds derived by the District from the sale of library books be put into a general fund for later disposition by the Board.

Mr. Chas. introduced Resolution No. 160 transferring \$2,500 from unappropriated funds to provide for the position of Assistant Secretary. Carried unanimously on roll call. Seconded by Mr. Chas. Carried unanimously on roll call.

5. That the following policy be adopted in regard to charging for copies of Regulation 2:

Until January 1, 1961, copies of Regulation 2 be issued without charge regardless of the number, and that after January 1, 1961, \$1.00 (including tax) be charged for all copies of Regulation 2 issued, with the following exceptions:

(a) Copies be issued free to all government agencies and be stamped with an appropriate stamp to the effect "Issued without charge".



- (b) Copies be issued without charge to religious, charitable and educational institutions, chambers of commerce and trade associations, which are classified as non-profit organizations.
- (c) Copies be issued free to all new businesses upon their filing a registration card with the District.

Mr. Chess moved the Board approve this recommendation of the Executive Committee. Seconded by Mr. Kanzee. Carried unanimously. The District Counsel was directed to draw an appropriate resolution incorporating this policy for adoption at the next meeting of the Board.

Chairman Byrd stated the Executive Committee had recommended that he appoint an Ad Hoc Site Committee of three Board members to explore the possibility of relocating the District office. He said he would appoint such a committee in the near future.

Mrs. McMahon, Chairman of the Personnel Committee, reported this committee had met prior to this Board meeting and had recommended that Joseph Coons, a Principal Engineer and Acting Director of Surveillance and Enforcement for the District, be promoted to the position of Area Surveillance Coordinator at the third step of the salary range approved for this position(\$1,080.00), effective immediately.

Mr. Kanzee moved adoption of this recommendation. Seconded by Mr. Chess. Carried unanimously. Mr. Chess introduced Resolution No. 166 authorizing the Air Pollution Control Officer to fill the position of Area Surveillance Coordinator as recommended by the Personnel Committee and moved its adoption. Seconded by Mr. Kanzee. Adopted unanimously on roll call.

Mrs. McMahon stated the Personnel Committee recommended that the position of Principal Engineer vacated by Mr. Coons should not be filled without prior approval of the Board of Directors.

Mrs. McMahon announced that Elmer Robinson had tendered his resignation from the position of Chief, Air Analysis, effective October 15, 1960, and that the Control Officer had requested authorization to fill this position. Mrs. McMahon stated the Personnel Committee had recommended this authorization be granted, and she so moved. Seconded by Mr. Merrill. Carried unanimously. Mr. Kanzee introduced Resolution No. 167 authorizing the Air Pollution Control Officer to fill the position of Chief, Air Analysis, at the minimum salary step. Seconded by Mr. Della Maggiore. Carried unanimously on roll call.

Mr. Linsky reported on the progress of the Plume Evaluation Training Unit (Smoke School) and announced that arrangements had been made to take the members of the Board to the site of the school immediately following this Board meeting, for the purpose of observing the smoke training unit. Mr. Linsky stated an additional \$3,500.00 would be required for statistical work in correlating and computing the 120,000 detailed observations recorded at the Smoke School. Following discussion Mr. Chess introduced Resolution No. 168 transferring \$3,500.00 from Accumulative Reserve to Contractual Services, to provide for statistical work in connection with the Plume Evaluation Training Unit and moved its adoption. Seconded by Mr. Kanzee. Unanimously carried on roll call.







Mr. Chess introduced Resolution No. 169 authorizing the Chairman of the Board of Directors to execute a purchase order exceeding \$1,000.00 for statistical work to be done by electronic methods in calibrating the Plume Evaluation Training Unit by the Recordings and Statistical Corporation, 560 Sacramento Street, San Francisco, and moved its adoption. Seconded by Mr. Erickson. Carried unanimously.

Mr. Linsky announced that the National Society of Automotive Engineers would convene in San Francisco August 16-18, 1960, and had extended a special invitation to the Board of Directors to attend their meetings.

Mr. Linsky referred to a memorandum dated July 27, 1960, from Kevin Maloney, District Office Manager, reporting on the merits of contracting for janitorial services versus hiring a full-time janitor. Mr. Linsky stated he concurred in Mr. Maloney's recommendation that the District continue contracting for these services.

Mr. Linsky referred to a letter dated July 18, 1960, from Mr. Jack Merelman of the County Supervisors Association of California, proposing a 9-point national policy on air pollution for consideration and adoption by the National Association of County Officials. Mr. Linsky stated that unless there were objections from the Board, he would send a letter to the NACO commenting on the proposed 9-point policy as set forth in the draft of such letter dated August 3, 1960.

Mr. Linsky suggested the Board might wish to write a letter to the University of California expressing appreciation for its services, and particularly the work of John J. McElroy, in connection with the public hearings on Regulation 1, Section 3(g). Chairman Byrd proposed a resolution of commendation might better convey the District's appreciation. Mr. Richards moved the District Counsel be directed to prepare such a resolution for adoption at the next meeting of the Board. Seconded by Mr. Della Maggiore. Unanimously carried.

Mr. Matthew Walker, District Counsel, presented Resolution No. 170 which authorized the Chairman of the Board to execute an agreement with Graham Kislingbury modifying a previous agreement dated June 25, 1958, by adding to paragraph 2 of such previous agreement the following words: "... and out-of-town telephone calls." Mr. Chess moved adoption of Resolution No. 170. Seconded by Mr. Kanzee. Carried unanimously.

Mr. Della Maggiore introduced Resolution No. 171 instructing the Air Pollution Control Officer that no budget transfers be made in the District's budget, either by the line items or major categories, without prior approval of the Board of Directors, until further order of the Board of Directors in this matter and moved its adoption. Seconded by Mr. Richards. The motion carried by the following vote:

AYES: Blake, Buchanan, Chess, Della Maggiore, Dunn, Erickson, Gness, McMahon, Merrill, Richards, and Byrd.

NOES: Kanzee.

ABSENT: None.

Mr. Kanzee introduced Resolution No. 172 transferring the sum of \$2.00 from Unappropriated Surplus to Contractual Services, to reimburse the Revolving Fund for an unexplained loss in this amount and moved its adoption. Seconded by Mr. Gness. Carried unanimously on roll call. Mr. Moran pointed out that the Controller's Office had recommended this procedure for this particular loss. Mr. Dunn requested the District Counsel and staff to work out a simple and less expensive system for handling such small losses.







Mr. Walker reported that no cases came before the Hearing Board during the month of July, but that two matters have been calendared for August. He stated that over 100 violations of Regulation 1 have been reported to the District within the past three months, and it is therefore expected that a number of accusations will be filed with the Hearing Board in the near future.

Mr. Walker referred to a communication from the Assembly Interim Committee on Public Health dated August 1, 1960, stating that the United States Congress has adopted legislation which may permit certain States to assume regulatory authority in the field of radiation protection, and that a public hearing on this subject will be held in Los Angeles on August 18 and 19, 1960. The staff was requested to obtain a report of the proceedings from the Los Angeles Air Pollution Control District.

Mr. Dunn asked if there were any information available on the reaction resulting when cream from cows fed with fluoride-treated food is put on strawberries also treated with fluorides. Mr. Linsky stated he would investigate this matter and report on his findings at a later date.

Mr. Buchanan read a letter from Dr. Seymour M. Farber expressing his thanks for the Board's resolution commending him for his services to the District while a member of the Advisory Council.

Chairman Byrd presented Mr. Della Maggiore with an engraved gavel set as an expression of appreciation for his outstanding service as Chairman of the Board of Directors for the year 1959-1960.

There being no further business, Mr. Kanzee moved the meeting adjourn. Seconded by Mr. Gnoss. Carried unanimously.

Chairman Byrd adjourned the meeting to September 7, 1960, at 10:00 A.M., at the District office, 1480 Mission Street, San Francisco, California.

The meeting adjourned at 12:10 P.M.

Respectfully submitted,

Andrew C. Byrd, Secretary  
Board of Directors





BAY AREA  
AIR POLLUTION CONTROL DISTRICT  
1480 Mission Street  
San Francisco 3, California  
KLondike 2-1300

BOARD OF DIRECTORS REGULAR MEETING

Wednesday  
September 7, 1960  
10:00 A.M. ✓

1480 Mission Street  
San Francisco 3  
California

M I N U T E S

The members of the Board of Directors of the Bay Area Air Pollution Control District met this date, there being present the following:

Warren G. "Bud" Buchanan, Andrew C. Byrd,  
T. Louis Chess, Sam Della Maggiore, Francis  
Dunn, Clarence D. Erickson, William Gness,  
Arthur Kanzee, Jr., Clarissa S. McMahon,  
Alberto E. Merrill, and Weldon L. Richards.

BOARD MEMBER ABSENT: William C. Blake.

ADVISORY COUNCIL MEMBERS PRESENT: Dennis R. Cronin and  
William B. McCormick.

HEARING BOARD MEMBERS PRESENT: E. Spencer Bodine and  
Almon E. Roth.

STAFF MEMBERS PRESENT: Benjamin Linsky, Patrick J.  
Moran, Matthew S. Walker, John E. Yocom, Seymour  
Mouber, Thomas F. Brennan, M. Klauser and N. Howell.





Chairman Byrd called the meeting to order at 10:25 A.M.

Mr. Della Maggiore moved approval of the Minutes of the August 3, 1960, Regular Meeting of the Board of Directors. Seconded by Mr. Richards. Carried unanimously.

Mr. Chess, Chairman of the Budget & Finance Committee, moved approval of the Appropriation Statement & Cash Position as of July 31, 1960. Seconded by Mr. Richards. Carried unanimously on roll call.

Mr. Chess stated the Budget & Finance Committee had met prior to this Board meeting and had recommended approval of budget fund transfers in the amount of \$2,760 from Account No. 951-955 for repair and maintenance of the Plume Evaluation Training Unit, printing of District publications, and mailing in connection with Regulation 2; and the amount of \$1,010 from Account No. 951-900 for printing Hearing Board Procedures and for repair and maintenance of stack sampling and laboratory equipment. He moved approval of these budget fund transfers. Seconded by Mr. Kanzee. Carried unanimously. Mr. Chess introduced Resolution No. 173 entitled "In the Matter of Authorizing Certain Money Transfers," and moved its adoption. Seconded by Mr. Richards. Carried unanimously on roll call.

Chairman Byrd announced formation of an ad hoc Site Committee with the following members: Clarissa S. McMahon, Chairman; William C. Blake and T. Louis Chess. This committee is charged with the duty of exploring the possibilities of relocating the District office.

Chairman Byrd reported the Executive Committee had met prior to this Board meeting and had recommended the following for approval by the Board:

1. That the meeting time for the Board of Directors remain at 10:00 A.M. on the first Wednesday of each month.
2. That the Executive Committee meet at 9:00 A.M. preceding each regular meeting of the Board.
3. That the chairmen of the other committees establish a time and place for their meetings which would not conflict with the above meetings.
4. That the suggestions for modifying the Board room be tabled pending recommendations of the newly appointed Site Committee.
5. That the matter of charging for attendance at the Smoke School if used exclusively by one industrial organization be referred to the Chairman of the Budget & Finance Committee.
6. That no action be taken at this time in connection with extending the registration time for Regulation 2.

Mr. Dunn moved that the above recommendations of the Executive Committee be adopted by the Board. Seconded by Mr. Merrill. Carried unanimously.





Chairman Byrd stated the Executive Committee had further recommended that certificates of merit be issued to radio and television stations, newspapers, and other media of communication commending them for their assistance in publicizing registration and the initial phases of Regulation 2. Mr. Merrill introduced Resolution No. 174 entitled, "In the Matter of Commending the Public Communications Industry for Its Assistance to This District in Publicizing Registration and the Initial Phases of Regulation 2," and moved its adoption. Seconded by Mr. Richards. Control Officer Benjamin Linsky requested permission to sign the certificates of merit along with the Board Chairman and Secretary. Mr. Dunn moved that this request be granted. Seconded by Mr. Kanzee. Carried unanimously. The resolution was unanimously adopted on roll call.

Mr. Dunn left the meeting at 10:45 A.M.

Mrs. McMahon, Chairman of the Personnel Committee, reported the committee had met on August 30, 1960, and recommended the following for approval by the Board:

1. That the position of Assistant to the Executive Secretary be continued to the end of the current fiscal year at the existing salary range.

Mr. Merrill moved adoption of this recommendation. Seconded by Mr. Della Maggiore. Carried unanimously. Mrs. McMahon introduced Resolution No. 175 entitled, "In the Matter of Retaining the Position of the Assistant to the Executive Secretary," and moved its adoption. Seconded by Mr. Erickson. Carried unanimously on roll call.

2. That the Air Pollution Control Officer be authorized to fill the jobs of Assistant Engineer and Laboratory Technician at the minimum salary step, and that the vacancy in the position of Senior Clerk-Stenographer not be filled at this time.

Mrs. McMahon introduced Resolution No. 176 entitled, "In the Matter of Authorizing the Air Pollution Control Officer to Fill the Jobs of Assistant Engineer and Laboratory Technician," and moved its adoption. Seconded by Mr. Erickson. Carried unanimously on roll call.

Mr. Seymour Moubert, Director of Public Information and Education, summarized his report dated September 6, 1960, on the activities of his division in the promotion of registration under Regulation 2.

Mr. Linsky pointed out to the Board the "Schedule for Compliance with Regulation 2" form developed by the District staff for distribution to those persons responsible for emissions which will not comply with Regulation 2 by January 1, 1961. He said these persons are required to fill out and submit this form outlining their schedule for compliance to the Control Officer by October 1, 1960.

Mr. Dunn returned to the meeting at 10:55 A.M.





Mr. Linsky reported that in recent classes at the Plume Evaluation Training Unit the unexpected problem of wind interference had been encountered. He said the Smoke School would therefore be moved to a less windy area for operation.

Mr. Linsky pointed out to the Board that he had received from the Los Angeles Air Pollution Control District a copy of their internal report on the hearings on radiation protection held in Los Angeles August 18-19 by the Assembly Interim Committee on Public Health. Mr. Linsky stated there was little for the District to do with respect to this entire problem unless there is a change in Board policy requiring a program of radioactive control.

Mr. Linsky stated he had received a letter dated August 15, 1960, from the Department of Health, Education and Welfare in Washington, D.C., regarding the hazard potential from the human ingestion of fluorides when they become additive.

Mr. Linsky reported on his attendance at out-of-town meetings this past month, including the Surgeon General's National Advisory Committee Meeting in Washington, D.C., and the Oral Exam Board for the Sacramento County air pollution control engineer in Sacramento.

Mr. Linsky called attention to his memorandum of August 30, 1960, regarding the National Air Pollution Control 6-Point Policy adopted by the National Association of County Officials at their 25th Annual Conference August 17, 1960.

Mr. Linsky stated Chairman Byrd and he would attend the San Francisco meeting of the Motor Vehicle Pollution Control Board on September 27, 1960. He stated further that he had been asked to make a presentation and this meeting, and that Chairman Byrd would speak for the Board as the local legislative body in the field.

Mr. Linsky referred the Board's attention to a release form developed by District Counsel Matthew Walker for execution by citizens when submitting ideas for use in the control of smog. He stated this release form had been developed for the protection of the District in the event of legal involvement.

Director of Technical Services John E. Yocom reported on the projects undertaken and completed by his division the past month, as set forth in his memorandum dated August 29, 1960.

Acting Director of Enforcement Thomas F. Brennan reported on the activities of the Enforcement Division during August, 1960, as outlined in his memorandum dated August 26, 1960.

Mr. Linsky announced that on June 8, 1960, Public Law 86-493 had passed the U.S. Senate, appropriating \$1,000,000 for work on the motor vehicle air pollution-health relationship problem. Mr. Dunn requested that Mr. Linsky assemble a file on this and similar material for the information and use of the Legislative Committee.





District Counsel Matthew Walker reported on the status and disposition of cases before the Hearing Board and Superior Court during August, 1960. He further reported on his work with city and county officials on legislative and ordinance problems in connection with District regulations on air pollution control. He stated he believed the cities and counties in the District would cooperate by adopting local parallel ordinances and offering other assistance in the enforcement of the District's regulations.

Mr. Walker stated he had received a letter from the Alameda-Contra Costa Transit District regarding its efforts to curb air pollution by its motor vehicles. After reading the letter at the request of Chairman Byrd, Mr. Walker was directed by Mr. Richards to write a letter to the Transit District's General Manager, urging installation of effective exhaust control devices on its diesel motor coaches when available.

Mr. Chess introduced Resolution No. 177 commending the University of California for its services, and particularly the work of Mr. John J. McElroy, in connection with the Board's public hearings on Regulation No. 1, Section 3(g), and moved its adoption. Seconded by Mr. Gness. Carried unanimously on roll call.

Mr. Dunn introduced Resolution No. 178 fixing a policy for establishing the price for copies of Regulation 2, and moved its adoption. Seconded by Mr. Kanzee. Carried unanimously on roll call.

Mr. Chess was excused at 11:30 A.M.

Mr. Dunn introduced Resolution No. 179 authorizing the Chairman of the Board of Directors to execute a purchase order in an amount exceeding \$1,000 for comprehensive liability insurance, and moved its adoption. Seconded by Mr. Merrill. The resolution was adopted unanimously on roll call.

There being no further business, Mrs. McMahon moved that the meeting adjourn. Seconded by Mr. Richards. Carried unanimously.

Chairman Byrd adjourned the meeting to October 5, 1960, at 10:00 A.M., at the District office, 1480 Mission Street, San Francisco, California.

The meeting adjourned at 11:50 A.M.

Respectfully submitted,

Warren G. Buchanan  
Secretary, Board of Directors

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9/8/60





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BAY AREA  
AIR POLLUTION CONTROL DISTRICT  
1480 Mission Street  
San Francisco 3, California  
KLondike 2-1300

BOARD OF DIRECTORS REGULAR MEETING

Wednesday  
December 7, 1960  
10:00 A.M.

1480 Mission Street  
San Francisco 3  
California

M I N U T E S

The members of the Board of Directors of the Bay Area Air Pollution Control District met this date, there being present the following:

Andrew C. Byrd, William C. Blake, Warren G. "Bud" Buchanan, T. Louis Chess, Sam Della Maggiore, Francis Dunn, Clarence D. Erickson, William Gness, Clarissa S. McMahon, Alberto E. Merrill, and Weldon L. Richards.

BOARD MEMBER ABSENT: Arthur Kanzee, Jr.

ADVISORY COUNCIL MEMBERS PRESENT: D. Reed Cronin, William B. McCormick, Ralph W. Shafor, and Dr. W. Elwyn Turner.

HEARING BOARD MEMBER PRESENT: E. Spencer Bodine.

STAFF MEMBERS PRESENT: Benjamin Linsky, Patrick J. Moran, Matthew Walker, John Yocom, Joseph Coons, M. Klauser, and N. Howell.

1. The first step is to identify the problem. This involves understanding the current situation and what needs to be changed.

[illegible][illegible]



Chairman Byrd called the meeting to order at 10:00 A.M.

Mr. Della Maggiore moved approval of the minutes of the Regular Meeting held November 2, 1960, the Special Meeting held November 10, 1960, and the Adjourned Regular Meeting of November 2, 1960, held on November 10, 1960. Seconded by Mr. Chess. Carried.

Chairman Byrd reported the Executive Committee had met prior to this Board meeting and had recommended that the District enter into a contract with the Cooperative Personnel Services of the State of California for certain personnel services, as more particularly appears in a report of the Personnel Committee, and appropriate a sum not to exceed \$1,550.00 from Unappropriated Surplus to provide for such services. Colonel Merrill introduced Resolution No. 185, "In the Matter of Appropriating an Amount for a Contract with the Cooperative Personnel Services of the State of California," and moved its adoption. Seconded by Mr. Erickson. Unanimously adopted on roll call.

Colonel Merrill, Acting Chairman of the Personnel Committee, reported the Committee had met on December 1, 1960, and had recommended reclassification of three existing Assistant Engineer positions to:

- One Associate Engineer, Source Test, salary range \$630-761;
- One Associate Engineer, Air Monitoring, salary range \$630-761;
- One Senior Surveillance Engineering Officer, salary range \$735-903;

and authorization for the Control Officer to promote qualified staff members to the above positions at a salary step which would not result in a decrease in salary in the new position. Colonel Merrill introduced Resolution No. 186, "In the Matter of Authorizing the Reclassification of Three Existing Engineer Positions," and moved its adoption. Seconded by Mr. Erickson.

Mrs. McMahon arrived at 10:10 A.M.

Resolution No. 186 was unanimously adopted on roll call.

Colonel Merrill reported that the following items, mentioned in the County Administrators' Study but on which the County Administrators made no recommendation, were discussed by the Personnel Committee:

- "1) Replace the female laboratory technician with a male technician who would also work with the source testing crew."

Colonel Merrill stated the female laboratory technician had been replaced with a male laboratory technician. He said the Committee had agreed that there is a need for a Laboratory Technician in Source Testing and a Laboratory Technician in the Laboratory. Following discussion, Mr. Chess moved that this subject matter be put on the agenda of the next Personnel Committee meeting for further discussion and enunciation of a policy regarding employment of male or female laboratory technicians. Seconded by Mr. Buchanan. Carried.





- "2) Reduce from two to one the number of clerks for the Board of Directors, Advisory Council, and Hearing Board."

Colonel Merrill stated the Board had already acted upon this matter and no further action was needed.

- "3) Eliminate the Library's Senior Clerk-Typist."

Colonel Merrill stated it was the consensus of the Committee that the workload in the Library is sufficient to justify a Clerk-Typist in the Library. He said the Committee recommended that no change be made in the positions authorized the Library, and he so moved. Seconded by Mr. Chess. Carried.

- "4) Establish centralized typing and clerical pools."

Colonel Merrill stated the Committee was advised that pools have been operating in the District satisfactorily, and the Committee recommended that the Control Officer continue to move toward more effective centralization of typing and clerical services for the District's operations. Mr. Dunn moved that this recommendation be adopted by the Board. Seconded by Mr. Gness. Carried.

Colonel Merrill stated the Personnel Committee had considered the County Administrators' recommendation as to the relationship between the Air Pollution Control Officer and the District Counsel, and had recommended the following:

That the District Counsel continue to be appointed by and responsible to the Board for legal advice; that he advise and represent officers and employees of the District in day-to-day activities; that his enforcement work be done at the direction of the Control Officer; that in all instances a full measure of cooperation and coordination be had between the Control Officer and the District Counsel; that the interpretation and implementation of Board policy be the responsibility of the Control Officer; and that the District Counsel have the responsibility to advise the Board and the Control Officer when there is legal doubt as to the direction the Board or the Control Officer is taking.

Colonel Merrill moved that this recommendation be adopted by the Board. Seconded by Mr. Chess. Carried.

Colonel Merrill stated the Personnel Committee concurred in the recommendation that the Control Officer not stick more to day-to-day business management of the District but continue the important work of meeting with political, industrial, business, civic, and other groups to explain what is needed for effective air pollution control. He moved that the Board confirm that policy. Seconded by Mr. Chess. Carried.





Colonel Merrill stated the Personnel Committee concurred in the proposed reorganization of the District staff into three major divisions-- Technical Services, Surveillance and Enforcement, and Business Management--and recommended that the District continue to implement the reorganization as fast as conditions warrant, subject to review by the Personnel Committee. He moved adoption of this recommendation. Seconded by Mr. Chess. Carried.

Colonel Merrill stated the Personnel Committee recommended that the Board authorize the Control Officer to appoint a qualified member of the District staff to act as his deputy, and he introduced a resolution to that effect. Discussion followed, during which Mr. Richards questioned the use of the word "appoint" and the possible interpretation of the resolution to appoint a permanent deputy. Mr. Dunn stated the resolution should be rewritten to authorize the Control Officer to designate a qualified staff member to act in his stead during unavoidable absences. Mr. Chess moved that the resolution be referred to the District Counsel for rewriting along the lines discussed at this meeting. Seconded by Colonel Merrill. Carried. Chairman Byrd directed that the resolution as rewritten be re-introduced at the next meeting of the Board.

Colonel Merrill stated the Personnel Committee recommended that the salary of Mrs. Harriett Brinkley, re-hired former employee, be readjusted to \$493 per month, the rate she was receiving when she took maternity leave on December 23, 1959. He introduced Resolution No. 187, "In the Matter of Authorizing the Re-employment of Mrs. Harriett Brinkley at the Salary Rate She Was Receiving When She Took Maternity Leave," and moved its adoption. Mr. Dunn moved that the resolution be amended to strike out the words in lines 16 and 17, "and that her accrued leave be restored to her as of that date." Seconded by Mr. Chess. The amendment carried by the following vote:

AYES: BLAKE, CHESS, DELLA MAGGIORE, DUNN, GNOSS, McMAHON.

NOES: BUCHANAN, ERICKSON, MERRILL, RICHARDS, BYRD.

ABSENT: KANZEE.

Colonel Merrill moved adoption of the resolution as amended. Seconded by Mr. Chess. The resolution was adopted by the following vote:

AYES: BLAKE, BUCHANAN, CHESS, DUNN, ERICKSON, GNOSS, BYRD.

NOES: DELLA MAGGIORE, McMAHON, MERRILL, RICHARDS.

ABSENT: KANZEE.

Colonel Merrill stated the Personnel Committee recommended that a Clerk-Typist, General (salary scale \$341-415), be employed to fill the vacancy created by the resignation in September, 1960, of the Senior Clerk-Stenographer in the Public Information and Education Division. He said the Clerk-Typist would operate under the supervision of the Office





Manager with primary duties to assist in the Public Information and Education Division. Colonel Merrill introduced Resolution No. 188, "In the Matter of Authorizing the Employment of a Clerk-Typist, General, to Assist in the Duties of the Public Information and Education Division," and moved its adoption. Seconded by Mr. Chess. Unanimously adopted on roll call.

Colonel Merrill stated the Personnel Committee recommended the adoption of a resolution clarifying Resolution No. 92, establishing the salary step procedure. Following discussion of the new resolution, Mrs. McMahon moved that it be held in abeyance until she looks into San Francisco procedures in this regard and reports to the Board at the next meeting. Seconded by Mr. Chess. Carried.

Colonel Merrill stated the Personnel Committee recommended that the Control Officer be authorized to refill the vacancy created by the resignation of the Senior Clerk-Typist in the Library, effective at the time the vacancy occurs; and he so moved. Seconded by Mr. Chess. Carried.

Mr. Chess, Chairman of the Budget & Finance Committee, moved adoption of the Controller's Appropriation Statement & Cash Position of the District as of October 31, 1960. Seconded by Mr. Richards. Carried.

Mr. Chess reported the Budget & Finance Committee had met on December 1 and December 7, 1960, and had recommended that the Board request the State Legislature to amend the Bay Area Air Pollution Control Law to provide for a 1¢ tax increase in the District's assessment to provide for District operations. Following discussion, Mr. Merrill moved that the matter be postponed for further discussion and action at the January meeting of the Board. Seconded by Mr. Della Maggione. Carried. Chairman Byrd directed that complete copies of the minutes of the Budget & Finance Committee meetings of December 1 and 7, 1960, and reports considered at those meetings, be sent to each member of the Board.

Mr. Blake, Colonel Merrill, and Mr. Richards were excused at 11:45 A.M.

Mr. Chess reported the Budget & Finance Committee had recommended adoption of a schedule of fees for District services, as set forth in a resolution prepared by the District Counsel. He introduced Resolution No. 189, "In the Matter of Authorizing and Establishing a Schedule of Fees for District Services," and moved its adoption. Seconded by Mrs. McMahon. Unanimously adopted on roll call.

Mr. Chess reported the Budget & Finance Committee had recommended that funds received from the sale of the Library index be appropriated to both the Printing Account and the Library Account. He introduced Resolution No. 190, "In the Matter of Authorizing the Deposit of Funds from the Sale of the Library Index," and moved its adoption. Seconded by



Mr. Buchanan. The resolution was adopted by the following vote:

AYES: BUCHANAN, CHESS, ERICKSON, GNOSS, BYRD.

NOES: DELLA MAGGIORE, DUNN, McMAHON.

ABSENT: BLAKE, KANZEE, MERRILL, RICHARDS.

Mr. Chess reported the Budget & Finance Committee had recommended that a fee of \$25, plus the actual expenses of hauling and moving the unit, be charged for the exclusive use of the Plume Evaluation Training Unit. He introduced Resolution No. 191, "In the Matter of Establishing a Fee for the Exclusive Use of the Plume Evaluation Training Unit," and moved its adoption. Seconded by Mr. Buchanan. Unanimously adopted on roll call.

Mr. Chess reported the Budget & Finance Committee had recommended certain appropriations and transfers within the 1960-61 Budget as set forth in a resolution prepared by the District Counsel. He introduced Resolution No. 192, "In the Matter of Making Certain Appropriations and Transfers within the 1960-61 Budget," and moved its adoption. Seconded by Mr. Erickson. Mrs. McMahon stated she wished the record to show her objection to the item in the resolution appropriating \$300 for the purchase of certain legal reference books for the District Counsel. Mr. Chess moved that the resolution be amended on page 2, line 8, to substitute the word "District" for the word "enforcement." Seconded by Mr. Erickson. Carried. The resolution as amended was adopted unanimously on roll call.

Mr. Chess reported the Budget & Finance Committee had approved a Budget Calendar for the Fiscal Period 1961-1962, listing the dates on which certain budgetary matters would be considered preparatory to adoption of a final budget in June, 1961. Mr. Chess moved that the Board approve this Budget Calendar. Seconded by Mr. Erickson. Carried.

Mr. Dunn was excused at 12:10 P.M.

At the request of Mr. Della Maggiore and Mrs. McMahon, Chairman Byrd directed that future committee meetings be held sufficiently in advance of Board meetings to allow time for all Board members to become informed of the proceedings at such committee meetings.

Chairman Byrd called for discussion of "fire training" and "agricultural burning." Mr. Linsky reported a form was being made up which would call for more specific information from agencies permitting open fires for fire training, destruction of fire hazards, etc. He stated a fire official, for example, who authorizes a fire under a Regulation 1 exemption will have to put his reason down very precisely and may be questioned on it by the community or this District. Mr. Linsky reported further that the District staff was working with the Advisory Council on the watershed improvement and orchard heater referrals from the





Board. With respect to agricultural burning for pest and disease prevention, Mr. Linsky advised that the agricultural commissioners of this area would meet in Sacramento in December, and at that time would consider a specific form for reporting and obtaining concurrence on agricultural fires.

Mr. McCormick, Chairman of the Advisory Council, stated he hoped to present, at the Board's February meeting, the Council's position on the Board referrals on orchard heaters and improvement and control of watersheds. He said the Council is continuing its study of agricultural fires, fire hazard, fire training, and weed abatement.

Mr. Linsky reported that over 150 schedules for compliance had been received from operations which cannot meet the requirements of Regulation 2 by January 1, 1961. Many of them have been found fully acceptable, he said, while others require extensive contact with District enforcement personnel. Also in connection with Regulation 2, he continued, he was holding preliminary meetings with local health officers to explore the various possibilities of local cooperation, as to how they can and will fit into the program. Mrs. McMahon asked if Mr. Linsky had been contacting any departments other than the Health Departments--such as the Public Works Department. Mr. Linsky replied that this was being done, but only in line with the policy established by the Board of Directors which placed primary interest on Health Officers. Mr. Chess stated that when model ordinances are available, other departments would be contacted. Chairman Byrd suggested improvement of building codes so that no new sources of air pollution would be allowed to be built. Mr. Linsky read his memorandum to the Board of Directors dated December 6, 1960, subject: "Model Ordinances." The ordinances described in this memorandum, he said, were being developed by the District and would probably be ready for presentation in January, 1961.

Mr. Linsky reported on the meetings he had attended since the last regular Board meeting, including the County Supervisors Association meeting in Palm Springs, who adopted a Resolution on Metropolitan Principles that is in line with this District's formation and operation. He also attended a Hearing of the Assembly Interim Committee on Local Government there. He also spoke before the San Francisco Junior Chamber of Commerce and, with Mr. Moubert, appeared before the Contra Costa Taxpayers Association Board of Directors. He said he had also met with Sonoma County Supervisor Shoemaker, who showed him that open dump burning on the Marin County line had been stopped in Sonoma County. Mr. Linsky suggested that a letter of commendation might be in order. Mr. Gness moved that such a letter be written. Seconded by Mr. Chess. Carried.

Mr. Linsky reported that the Collier Carbon and Chemical Co. had cleaned up some of its operations at Alviso by replacing them with a new plant in Contra Costa County, while going ahead with other Regulation 2 compliance work at the remaining Alviso plant.







Mr. Linsky called attention to a letter dated November 30, 1960, from Mr. S. Smith Griswold, Air Pollution Control Officer in Los Angeles, regarding the Assembly Radiation Protection Subcommittee Meeting held in Los Angeles on November 15, 1960. This was in line with the Board's direction, said Mr. Linsky, that the staff be aware of developments but take no role in radiation protection proceedings, which seem to be adequately handled in the Health Departments.

Mr. Linsky called attention to the announcement of an Air Pollution Medical Research Conference in San Francisco, December 7-10, 1960.

Mr. Linsky reported the Pacific Gas & Electric Company had devoted an entire page of its monthly bulletin to the fight against air pollution.

Mr. Linsky called attention to the written reports from the Technical and Enforcement Divisions regarding their activities since the last regular Board meeting.

In response to questions by Mrs. McMahon, Mr. Linsky advised that he would investigate the legal status of the dump which has recently had open fires on the site formerly occupied by Union Demolition Company. He said he would call her by telephone and advise her of his findings.

Mr. Matthew Walker, District Counsel, reported that only one matter--the Colma Dump Company--had come before the Hearing Board in November. In addition, he said, proceedings are being taken in Superior Court to cite John Anthony again for contempt.

Mr. Buchanan stated the Board had received one communication since the last regular Board meeting--a letter dated December 1, 1960. He said the writer of the letter requested that the letter be read but asked that his name be withheld. Mr. Chess moved that the letter be referred to the District Counsel for his report at the next meeting on whether or not the letter, under these circumstances, was a public document. Seconded by Mr. Della Maggiore. Carried. Chairman Byrd directed that a copy of the letter be sent to each member of the Board.

There being no further business, Mr. Chess moved that the meeting adjourn. Seconded by Mr. Della Maggiore. Carried.

Chairman Byrd adjourned the meeting to 10:00 A.M., January 4, 1961, at the District office, 1480 Mission Street, San Francisco, California.

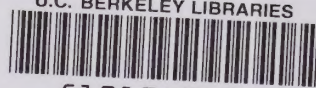
The meeting adjourned at 12:55 P.M.

Respectfully submitted,

Warren G. "Bud" Buchanan  
Secretary, Board of Directors

NH  
12/12/60

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